From: Christenson, Kara

Sent: Wednesday, August 27, 2014 12:31 PM

To:Kimberly BradleyCc:Bayron GilchristSubject:RE: Exide NOVs

Hi Kim – thanks for following up on this. I'm sorry I haven't responded to the VM you left me a couple of weeks ago. I have all the SCAQMD NOVs issued through mid-April; what I don't have are the reports associated with the NOVs issued in January 2014 and March-April 2014. I'd be interested in reviewing those if that is possible. If SCAQMD issued NOVs after April 2014, I'd be interested in those as well.

Thank you again for following up. I do appreciate it!

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105

phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Kimberly Bradley [mailto:kbradley@aqmd.gov]

Sent: Wednesday, August 27, 2014 11:35 AM

To: Christenson, Kara Cc: Bayron Gilchrist Subject: Exide NOVs

#### Ms. Christenson:

Bay Gilchrist asked me to follow-up with you with regard to several Notices of Violation the District issued Exide. Please let me know if you would like copies of the notices and I will arrange to have them available to you.

Thank you.

Kimberly M. Bradley, ACP | Advanced Certified Paralegal South Coast Air Quality Management District | Office of the General Counsel 21865 Copley Drive, Diamond Bar, California 91765

Telephone: 909.396.2000 | Direct: 909.396.2964 | email: <u>kbradley@aqmd.gov</u> | website: <u>www.aqmd.gov</u> | Please Note: The District's normal business hours are Tuesday through Friday from 7:30 a.m. to 6:00 p.m.



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From: Kimberly Bradley <a href="mailto:kbradley@aqmd.gov">kbradley@aqmd.gov</a>
Sent: Wednesday, August 27, 2014 11:35 AM

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From: Christenson, Kara

Sent: Thursday, August 07, 2014 5:36 PM

**To:** Bayron Gilchrist

**Subject:** RE: Exide Amended Complaint

Thanks very much, Bay. It looks very interesting.

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105 phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Bayron Gilchrist [mailto:bgilchrist@aqmd.gov]

Sent: Thursday, August 07, 2014 3:30 PM

To: Christenson, Kara

Subject: Exide Amended Complaint

Kara,

Attached please find a copy of the amended complaint we filed today in the Exide case. Please let me know if you have any questions.

Thanks,

-Bay

#### Bayron T. Gilchrist Assistant Chief Deputy Counsel

South Coast Air Quality Management District 21865 Copley Drive, Diamond Bar, CA 91765 Phone: 909-396-3459 / Fax: 909-396-2961

Email: bgilchrist@agmd.gov

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**From:** Jeffrey Parker <a href="mailto:sheppardmullin.com">Jeffrey Parker@sheppardmullin.com</a>

Sent: Thursday, August 07, 2014 3:52 PM

**To:** Christenson, Kara

**Subject:** RE: Exide -- Supplemental 114

Thanks. I will pass it along to the consultant and let you know if we have any questions.

From: Christenson, Kara [mailto:Christenson.Kara@epa.gov]

Sent: Thursday, August 07, 2014 3:51 PM

**To:** Jeffrey Parker

Subject: Exide -- Supplemental 114

Jeff -- Here is the supplemental 114 that EPA is mailing to Exide today. Please let me know if you have any questions.

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Kara Christenson
Senior Counsel
U.S. EPA Region 9
75 Hawthorne Street, 16th Floor
San Francisco, CA 94105

phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

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From: Nancy Feldman <a href="mailto:</a> <a href="mailto:nfeldman@aqmd.gov">nfeldman@aqmd.gov</a>

**Sent:** Tuesday, July 15, 2014 3:41 PM

**To:** Christenson, Kara

**Subject:** RE: Exide Abatement Order 3151-29

We posted a "squished" version. Smaller. Check it out.

Thanks for bringing this to our attention!

n.

**From:** Christenson, Kara [mailto:Christenson.Kara@epa.gov]

**Sent:** Friday, July 11, 2014 5:36 PM

**To:** Nancy Feldman

Subject: Exide Abatement Order 3151-29

Hi Nancy – It looks like the Hearing Board process was productive, so congratulations! I was hoping to download the abatement orders from your website, but the file for abatement order 3151-29 is massive – 232 MB! I eventually downloaded it, but it took several minutes and I was unable to save it. Is there any way the District could post a smaller version?

Here is a cut & paste from your website --

Exide Hearing - Final Order for Abatement Case No. 3151-29 (PDF, 232 MB)

#### Thank you!

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phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

**From:** Jeffrey Parker < JParker@sheppardmullin.com>

**Sent:** Saturday, July 12, 2014 5:14 AM

To: Christenson, Kara
Cc: Steve O'Neil

**Subject:** Re: Exide -- request for extension to respond to EPA's June 20, 2014 Request for

Information Pursuant to CAA section 114

Thanks, Kara.

On Jul 11, 2014, at 4:33 PM, "Christenson, Kara" < <a href="mailto:Christenson.Kara@epa.gov">Christenson.Kara@epa.gov</a>> wrote:

<image001.gif>

Jeff and Steve – EPA is responding to Exide's request for an extension, dated June 30, 2014, to respond to EPA's CAA section 114 request for information, dated June 20, 2014. It is EPA's understanding that Exide will be able to meet EPA's requested deadline of July 25, 2014 for Questions 1-6, 8, 10, 11, 14, 19, 20, 22 and 24, and that Exide is requesting an extension to August 30, 2014 to submit its responses to Questions 7, 9, 12-13, 15-18, 21, 23 and 25. EPA agrees to the timing requested by Exide, as set forth above.

Please let me know if you have any questions.

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972-3881.

From: Sent: To: Subject:	Nancy Feldman <a href="mailto:square"><a christenson,="" href="mailto:&lt;/th&gt;&lt;/tr&gt;&lt;tr&gt;&lt;td&gt;You raise a good point. I'll se&lt;/td&gt;&lt;th&gt;ee what we can do. Thanks, Kara.&lt;/th&gt;&lt;/tr&gt;&lt;tr&gt;&lt;td&gt;Sent from my Verizon Wireless 4G LTE Smartph&lt;/td&gt;&lt;th&gt;one&lt;/th&gt;&lt;/tr&gt;&lt;tr&gt;&lt;th&gt; Original message&lt;br&gt;From: " kara"<br="">Date:07/11/2014 5:36 PM (C To: Nancy Feldman Subject: Exide Abatement O</a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a></a>	GMT-08:00)
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Thank you!		
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Kara Christenson

Senior Counsel

U.S. EPA Region 9

75 Hawthorne Street, 16th Floor

San Francisco, CA 94105

phone: 415 972-3881 / fax: 415 947-3570

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105 phone: 415 972-3881 / fax: 415 947-3570 christenson.kara@epa.gov

From: Christenson, Kara

**Sent:** Friday, July 11, 2014 4:34 PM

**To:** Jeffrey <u>Parker;soneil@sheppardmullin.com</u>

**Subject:** Exide -- request for extension to respond to EPA's June 20, 2014 Request for

Information Pursuant to CAA section 114

Jeff and Steve – EPA is responding to Exide's request for an extension, dated June 30, 2014, to respond to EPA's CAA section 114 request for information, dated June 20, 2014. It is EPA's understanding that Exide will be able to meet EPA's requested deadline of July 25, 2014 for Questions 1-6, 8, 10, 11, 14, 19, 20, 22 and 24, and that Exide is requesting an extension to August 30, 2014 to submit its responses to Questions 7, 9, 12-13, 15-18, 21, 23 and 25. EPA agrees to the timing requested by Exide, as set forth above.

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phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Christenson, Kara

**Sent:** Thursday, July 03, 2014 12:10 PM

To: Nancy Feldman

**Subject:** RE: FINDINGS AND DECISION - SCAQMD v. Exide Technologies (Case Nos. 3151-29 and

3151-32)

Hi – No, I don't need it – I've already obtained it from your website. Thanks!

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christenson.kara@epa.gov

From: Nancy Feldman [mailto:nfeldman@aqmd.gov]

Sent: Thursday, July 03, 2014 12:09 PM

To: Christenson, Kara

Subject: RE: FINDINGS AND DECISION - SCAQMD v. Exide Technologies (Case Nos. 3151-29 and 3151-32)

Nope. Not correct at all. I've already caught the error and alerted the Hearing Board that we will be substituting in a new exhibit. Good eye, Kara!

Do you need a copy of the March 2014 Risk Reduction Plan? Or shall I send you one?

From: Christenson, Kara [mailto:Christenson.Kara@epa.gov]

Sent: Thursday, July 03, 2014 11:30 AM

To: Nancy Feldman

Subject: RE: FINDINGS AND DECISION - SCAQMD v. Exide Technologies (Case Nos. 3151-29 and 3151-32)

Nancy – I just noted that the risk reduction plan attached to the 3151-29 document is the August 2013 version. Is that correct, or did you intend the version approved on March 19, 2014?

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christenson.kara@epa.gov

From: Nancy Feldman [mailto:nfeldman@agmd.gov]

Sent: Thursday, July 03, 2014 9:59 AM

To: Christenson, Kara

Subject: FW: FINDINGS AND DECISION - SCAQMD v. Exide Technologies (Case Nos. 3151-29 and 3151-32)

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I look forward to seeing you on the 9<sup>th</sup>!

#### Nancy

Nancy S. Feldman **Principal Deputy District Counsel South Coast Air Quality Management District** phone/909.396.3455 fax/909.396.2961

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From: Christenson, Kara

Sent: Thursday, July 03, 2014 9:27 AM

To: kwiese@aqmd.gov;nfeldman@aqmd.gov;bgilchrist@aqmd.gov

Subject: FW: Exide Bankruptcy Update

Hi – You may have already seen this, but just in case . . .

I'm still planning on attending the hearing on 7/9. See you next week.

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105 phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Tenenbaum, Alan (ENRD) [mailto:Alan.Tenenbaum@usdoj.gov]

Sent: Thursday, July 03, 2014 8:00 AM

To: Gibbons, Melissa; Davies, Lynne; Cinti, Thomas; Hendershot, Michael; Beswick, Kevin; Berman, Michael; Przyborski,

Jay; Christenson, Kara; Maldonado, Lewis

Cc: Warren, Joe (ENRD) Subject: RE: Exide

# **Exide Reveals Restructuring Proposal To Cut** \$700M In Debt

Share us on: TwitterFacebookLinkedInBy Matt Chiappardi

Law360, Wilmington (July 02, 2014, 4:22 PM ET) -- Battery maker Exide Technologies Inc. told a Delaware bankruptcy judge Wednesday that it has received a plan-of-reorganization proposal from a group of noteholders that would deleverage the debtor by about \$700 million and includes a \$300 million new equity investment.

At a hearing in Wilmington, Exide attorneys informed U.S. Bankruptcy Judge Kevin J. Carey about the proposal from the unofficial committee of senior secured noteholders, which holds the majority of the debtor's \$500 million debtor-in-possession financing package. The plan would fund the company's expected emergence from Chapter 11 with a combination of a new equity investment and new debt.

Judge Carey made no comment about the proposed reorganization plan, but Exide revealed some of its details in a press release.

A portion of the \$300 million new equity investment would be in the form of a rights offering and be backstopped by certain members of the noteholder committee, with the balance being bought by the same parties, according to the release.

The new debt would be for about \$185 million, borrowed from the same noteholders, as well as an asset-based loan obtained from an unidentified third party for an undisclosed amount, Exide said.

In order to make the proposed strategy work, the noteholders agreed to extend the deadline in the DIP loan agreement for filing a Chapter 11 plan from June 30 to July 31, and increase the maximum amount of letters of credit that can be issued under the facility from \$75 million to \$85 million.

"We believe the [noteholders'] proposal is a significant step forward in our Chapter 11 process, and we look forward to continuing work with members of the [committee] to memorialize a binding agreement as well as executing our longer-term turnaround and driving results for the business," Exide President and CEO Robert M. Caruso said in a statement.

Exide hopes to emerge from Chapter 11 by the end of the year and says it has a comprehensive five-year business plan for all of its business lines — industrial, recycling and transportation — for both its debtor and nondebtor operations, according to the release.

Meanwhile, Judge Carey said Wednesday that he would consider a push by some shareholders to form an equity committee later this month at an evidentiary hearing.

The call for a shareholder committee comes from investor Alfred M. Shams, who argues that Exide had positive net worth when it <u>filed for Chapter 11 protection</u> one year ago and that the <u>problems</u> with its lead-acid battery recycling plant in Vernon, California, were used as a "cover" for a case that will liquidate equity holders and junior creditors. The plant was temporarily closed by California regulators in April 2013, prompting, in part, Exide's filing.

Those concerns were shared by fellow investor Landon Romano, and Judge Carey scheduled a hearing on the matter for July 22.

The shareholders represented themselves pro se at the hearing Wednesday, but said they intend to retain counsel for the hearing.

Georgia-based Exide, one of the largest producers of lead batteries for the industrial and transportation markets, filed for Chapter 11 protection in June 2013, citing rising production costs, intense competition and reduced access to credit and looking to restructure \$1 billion in debt.

The company's non-U.S. operations were not included in the filing and continue to operate without the court's supervision, according to Exide.

Exide is represented by Anthony W. Clark, Kristhy M. Peguero, Kenneth S. Ziman, J. Eric Ivester and James J. Mazza Jr. of <u>Skadden Arps Slate Meagher & Flom LLP</u>, and Laura Davis Jones and James E. O'Neill of <u>Pachulski Stang Ziehl & Jones LLP</u>.

The case is In re: Exide Technologies, case number 1:13-bk-11482, in the U.S. Bankruptcy Court for the District of Delaware.

From: Tenenbaum, Alan (ENRD) Sent: Thursday, July 03, 2014 9:48 AM

**To:** Slights, Ellen (USADE); 'Gibbons.Melissa@epamail.epa.gov'; 'Davies.Lynne@epa.gov'; 'Cinti.Thomas@epa.gov'; 'Hendershot, Michael'; 'Beswick, Kevin'; 'berman.michael@epa.gov'; 'Przyborski.Jay@epa.gov'; 'Christenson, Kara';

'Maldonado, Lewis'

Cc: Warren, Joe (ENRD)

Subject: FW: Exide

Fyi

From: Duncomb, Brandon M [mailto:Brandon.Duncomb@skadden.com]

**Sent:** Tuesday, July 01, 2014 7:54 PM

**To:** Tenenbaum, Alan (ENRD)

Subject: RE: Exide

Alan, just wanted to check in with you on this. Spoke with the company and we should be able to provide most of the information that you've requested. We are pulling the materials together; should be able to produce by next week.

**Brandon M. Duncomb** 

Skadden, Arps, Slate, Meagher & Flom LLP 155 N. Wacker Drive | Chicago | Illinois | 60606-1720 T: 312.407.0110 | F: 312.827.9368 brandon.duncomb@skadden.com

From: Tenenbaum, Alan (ENRD) [mailto:Alan.Tenenbaum@usdoj.gov]

**Sent:** Monday, June 30, 2014 3:36 PM

To: Duncomb, Brandon M (CHI); Malone, Elizabeth A (WAS)

Cc: Warren, Joe (ENRD)

**Subject:** Exide

Thanks. Attached is our request for documents. Please let us know if you wish to discuss any of them. Alan.

Alan Tenenbaum
National Bankruptcy Coordinator
Department of Justice
Environmental Enforcement Section
P.O. Box 7611
Ben Franklin Station
Washington, DC 20044
(202) 514-5409 (work)

From: Duncomb, Brandon M [mailto:Brandon.Duncomb@skadden.com]

**Sent:** Monday, June 30, 2014 12:57 PM

**To:** Tenenbaum, Alan (ENRD); Malone, Elizabeth A

Cc: Warren, Joe (ENRD)

Subject: RE: Scanned document from ENRD eCOPY

Attached is the fully executed copy.

From: Tenenbaum, Alan (ENRD) [mailto:Alan.Tenenbaum@usdoj.gov]

**Sent:** Friday, June 27, 2014 4:00 PM

To: Duncomb, Brandon M (CHI); Malone, Elizabeth A (WAS)

**Cc:** Warren, Joe (ENRD)

Subject: FW: Scanned document from ENRD eCOPY

Attached is our signature. Thanks. Alan.

To ensure compliance with Treasury Department regulations, we advise you that, unless otherwise expressly indicated, any federal tax advice contained in this message was not intended or written to be used, and cannot be used, for the purpose of (i) avoiding tax-related penalties under the Internal Revenue Code or applicable state or local tax law provisions or (ii) promoting, marketing or recommending to another party any tax-related matters addressed herein.

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Further information about the firm, a list of the Partners and their professional qualifications will be provided upon request.

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

From: Mohsen Nazemi < MNazemi1@aqmd.gov>

**Sent:** Wednesday, June 25, 2014 4:59 PM

**To:** Christenson, Kara

**Subject:** Accepted: FW: Exide NOV Conference

From: Ann Millican <a href="mailto:AMillican@aqmd.gov">Ann Millican@aqmd.gov</a> on behalf of Mohsen Nazemi < MNazemi1

@aqmd.gov>

**Sent:** Wednesday, June 25, 2014 4:41 PM

**To:** Christenson, Kara

**Subject:** Accepted: FW: Exide NOV Conference

**Subject:** Meeting Forward Notification: Exide NOV Conference

**Start:** Mon 6/30/2014 9:00 AM **End:** Mon 6/30/2014 12:00 PM

**Recurrence:** (none)

**Organizer:** Salazar, Matt

# Your meeting was forwarded

Salazar, Matt has forwarded your meeting request to additional recipients.

Meeting

Exide NOV Conference

**Meeting Time** 

Monday, June 30, 2014 9:00 AM-12:00 PM.

**Recipients** 

Mohsen Nazemi

All times listed are in the following time zone: (UTC-08:00) Pacific Time (US & Canada)

Sent by Microsoft Exchange Server 2013

**From:** Jeffrey Parker <a href="mailto:sheppardmullin.com">Jeffrey Parker@sheppardmullin.com</a>

**Sent:** Tuesday, June 24, 2014 6:15 PM

To: Christenson, Kara
Subject: RE: Exide-EPA meeting

Thanks. See you Monday.

From: Christenson, Kara [mailto:Christenson.Kara@epa.gov]

Sent: Tuesday, June 24, 2014 6:14 PM

To: Jeffrey Parker

Subject: RE: Exide-EPA meeting

EPA will have myself, as well as Mark Sims and Matt Salazar from Region 9's Enforcement Division. I'm not sure about SCAQMD, it might be Mohsen.

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105

phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Jeffrey Parker [mailto:JParker@sheppardmullin.com]

Sent: Tuesday, June 24, 2014 6:07 PM

To: Christenson, Kara

Subject: RE: Exide-EPA meeting

Jeff Parker (Sheppard Mullin) Steve O'Neil (Sheppard Mullin) Tom Strang (Exide) Fred Ganster (Exide) John Hogarth (Exide) Russell Kemp (ENVIRON)

Who is attending for EPA?

Who is going to be on the phone for AQMD?

From: Christenson, Kara [mailto:Christenson.Kara@epa.gov]

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To: Jeffrey Parker

Subject: RE: Exide-EPA meeting

Jeffrey – when you get a chance, please provide the names of the attendees and their affiliations so that I can notify our building security personnel. Thank you.

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Sent: Thursday, June 19, 2014 2:46 PM

To: Christenson, Kara

Subject: Re: Exide-EPA meeting

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**To:** Christenson, Kara **Subject:** Exide-EPA meeting

Hi, Kara -

I am following up on the voicemail message I left you this afternoon. When you have a chance, please call me to discuss the meeting and confirm the date so our people can make travel arrangements. Thanks

#### Jeffrey Parker

213.617.5586 | direct 213.443.2778 | direct fax JParker@sheppardmullin.com | Bio

# **SheppardMullin**

Sheppard Mullin Richter & Hampton LLP 333 South Hope Street, 43rd Floor Los Angeles, CA 90071-1422 213.620.1780 | main www.sheppardmullin.com

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**Subject:** Conference Call re Exide

**Location:** Call-in 909-396-2070; Password 5423

**Start:** Wed 6/25/2014 1:00 PM **End:** Wed 6/25/2014 2:00 PM

**Show Time As:** Tentative

**Recurrence:** (none)

Meeting Status: Not yet responded

**Organizer:** Kurt Wiese

When: Wednesday, June 25, 2014 1:00 PM-2:00 PM (GMT-08:00) Pacific Time (US & Canada).

Where: Call-in 909-396-2070; Password 5423

Note: The GMT offset above does not reflect daylight saving time adjustments.

\*~\*~\*~\*~\*~\*~\*

From: Vanessa Rodriguez < VRodriguez@agmd.gov>

Sent: Tuesday, June 24, 2014 1:12 PM

To: Christenson, Kara

Subject: RE: Conference Call re Exide

Hi, Kara—

1 p.m. I'll send an outlook invite.

Thanks, Vanessa

**From:** Christenson, Kara [mailto:Christenson.Kara@epa.gov]

Sent: Tuesday, June 24, 2014 12:53 PM

To: Vanessa Rodriguez

Subject: RE: Conference Call re Exide

Hi Vanessa -- 10 or 1 would work for me. Thanks.

From: Vanessa Rodriguez < VRodriguez@aqmd.gov>

Sent: Tuesday, June 24, 2014 8:46 AM

To: Christenson, Kara; Bayron Gilchrist; Teresa Barrera; Nancy Feldman; Jill Whynot; Kimberly Bradley; Mohsen Nazemi

Cc: Laura Cantu; Elizabeth White; Phyllis Haimov; Ann Millican

Subject: Conference Call re Exide

#### Good morning—

Kurt has requested a conference call re Exide and I'm looking at tomorrow, June 25, at either 10 or 11 a.m. or 1 p.m.? Kindly advise of your availability.

Thanks.

Vanessa M. Rodriguez | Administrative Secretary/Legal South Coast Air Quality Management District | Office of the General Counsel 21865 Copley Drive, Diamond Bar, California 91765

email: vrodriguez@agmd.gov | website: Telephone: 909.396.2234 | Facsimile: 909.396.2963

www.agmd.gov

Please Note: The SCAQMD's normal business hours are Tuesday through Friday from 7:30 a.m. to 5:30 p.m. and is closed Saturday, Sunday, Monday and holidays.

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From: Nancy Feldman <a href="mailto:snfeldman@agmd.gov">nfeldman@agmd.gov</a>>

Sent: Tuesday, June 24, 2014 8:47 AM

To: Vanessa Rodriguez; Christenson, Kara; Bayron Gilchrist; Teresa Barrera; Jill

Whynot; Kimberly Bradley; Mohsen Nazemi

Laura Cantu; Elizabeth White; Phyllis Haimov; Ann Millican Cc:

RE: Conference Call re Exide **Subject:** 

#### 10 or 1 would work best for me.

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From: Christenson, Kara

Sent: Tuesday, June 24, 2014 12:36 PM

To: Vanessa Rodriguez

Subject: FW: Conference Call re Exide

Hi Vanessa – I didn't receive this directly from you – only via Mohsen. Do you need to know my availability or is this supposed to be internal to SCAQMD?

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105

phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Mohsen Nazemi [mailto:MNazemi1@aqmd.gov]

Sent: Tuesday, June 24, 2014 8:50 AM

To: Vanessa Rodriguez

Cc: Christenson, Kara; Bayron Gilchrist; Teresa Barrera; Nancy Feldman; Jill Whynot; Kimberly Bradley; Laura Cantu;

Elizabeth White; Phyllis Haimov; Ann Millican

Subject: Re: Conference Call re Exide

Hi Vanessa. 10 doesn't work for me. Prefer 11, but if no one can do 11, then 1:00. Thanks.

Mohsen Nazemi

On Jun 24, 2014, at 8:46 AM, "Vanessa Rodriguez" < VRodriguez@aqmd.gov> wrote:

#### Good morning-

Kurt has requested a conference call re Exide and I'm looking at tomorrow, June 25, at either 10 or 11 a.m. or 1 p.m.? Kindly advise of your availability.

Thanks.

Vanessa M. Rodriguez | Administrative Secretary/Legal South Coast Air Quality Management District | Office of the General Counsel 21865 Copley Drive, Diamond Bar, California 91765

Telephone: 909.396.2234 | Facsimile: 909.396.2963 | email: vrodriguez@agmd.gov | website: www.agmd.gov

Please Note: The SCAQMD's normal business hours are Tuesday through Friday from 7:30 a.m. to 5:30 p.m. and is closed Saturday, Sunday, Monday and holidays.



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From: Kurt Wiese < KWiese@aqmd.gov>
Sent: Monday, June 23, 2014 3:55 PM

**To:** Christenson, Kara

**Subject:** Re: Exide 6/20/14 Letter Requesting for Extension to Demonstrate Compliance with

**NESHAP** 

Kara,

I am out of the office until Wednesday but can talk with you then.

Kurt

Sent from my iPhone

On Jun 20, 2014, at 4:05 PM, "Christenson, Kara" < <a href="mailto:Christenson.Kara@epa.gov">Christenson.Kara@epa.gov</a> wrote:

<image001.gif>

Hi – This letter was cc'd to Mohsen as well. EPA will be taking a look at this. It might be a good idea for our agencies to confer.

Thank you.

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105

phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

<Jared Blumenfeld @EPA Re Requesting NESHAP Performance Test Extension.pdf>

**From:** Randolph Visser <<u>RVisser@sheppardmullin.com></u>

**Sent:** Friday, June 20, 2014 4:25 PM

**To:** Christenson, Kara

**Subject:** Re: Exide Section 114 Information Request

Thanks Kara

Haven't quite made it out yet. I will coordinate response with Exide

Sent from my iPhone

On Jun 20, 2014, at 3:44 PM, "Christenson, Kara" < <a href="mailto:Christenson.Kara@epa.gov">Christenson.Kara@epa.gov</a>> wrote:

<image001.gif>

Per out-of-office response from Randy Visser.

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phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Christenson, Kara

**Sent:** Friday, June 20, 2014 3:40 PM **To:** 'Jeffrey Parker'; Randolph Visser

Subject: Exide Section 114 Information Request

EPA issued this letter today, requesting information from Exide. Please let me know if you have any questions.

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phone: 415 972-3881 / fax: 415 947-3570

## christenson.kara@epa.gov

# <114-Exide-06-20-2014.pdf>

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From: Christenson, Kara

**Sent:** Friday, June 20, 2014 3:23 PM

**To:** Jeffrey Parker

**Subject:** RE: Exide-EPA meeting

Jeffrey – when you get a chance, please provide the names of the attendees and their affiliations so that I can notify our building security personnel. Thank you.

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phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

**From:** Jeffrey Parker [mailto:JParker@sheppardmullin.com]

**Sent:** Thursday, June 19, 2014 2:46 PM

To: Christenson, Kara

Subject: Re: Exide-EPA meeting

9:00 works for me us. Thanks

On Jun 19, 2014, at 10:44 AM, "Christenson, Kara" < <a href="Christenson.Kara@epa.gov">Christenson.Kara@epa.gov</a>> wrote:

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christenson.kara@epa.gov

**From:** Jeffrey Parker [mailto:JParker@sheppardmullin.com]

Sent: Thursday, June 19, 2014 7:26 AM

To: Christenson, Kara

Subject: Re: Exide-EPA meeting

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phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Christenson, Kara

Sent: Friday, June 13, 2014 10:35 AM

To: 'Jeffrey Parker'

Subject: RE: Exide-EPA meeting

Hi Jeffrey – I've been trying to confirm availability, but I think the morning of 6/30 will work. I'll try to finalize by COB today. Thanks.

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christenson.kara@epa.gov

**From:** Jeffrey Parker [mailto:JParker@sheppardmullin.com]

Sent: Wednesday, June 11, 2014 4:57 PM

**To:** Christenson, Kara **Subject:** Exide-EPA meeting

Hi, Kara -

I am following up on the voicemail message I left you this afternoon. When you have a chance, please call me to discuss the meeting and confirm the date so our people can make travel arrangements. Thanks

#### Jeffrey Parker

213.617.5586 | direct 213.443.2778 | direct fax JParker@sheppardmullin.com | Bio

# **SheppardMullin**

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christenson.kara@epa.gov

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Hi, Kara -

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**From:** Jeffrey Parker <<u>JParker@sheppardmullin.com></u>

**Sent:** Thursday, June 19, 2014 10:45 AM

**To:** Christenson, Kara

**Subject:** Automatic reply: Exide-EPA meeting

I am out of the office on Thursday and Friday and have little or no e-mail access. Please contact my secretary, Jennifer Rodriguez, at (213) 620-1780 or <a href="mailto:jrodriguez@sheppardmullin.com">jrodriguez@sheppardmullin.com</a> if you need immediate assistance. Otherwise, I will return your message as soon as I can.

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phone: 415 972-3881 / fax: 415 947-3570

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From: Salazar, Matt

**Sent:** Friday, June 13, 2014 2:01 PM

To: Mohsen Nazemi

**Cc:** Sims, Mark; Christenson, Kara; Jones, Joel E.

**Subject:** FW: Exide-EPA NOV meeting , Monday June 30th morning

#### Hi Mohsen,

We're planning on having the NOV conference on Monday morning June 30<sup>th</sup>. We want to make sure to invite you, so if that doesn't work, let us know, we can try to reschedule. I left a message on your voicemail as well. Have a great weekend.

Thanks, Matt

\_\_\_\_\_

Matt Salazar, P.E.

Manager, Air & TRI Section, Enforcement Division EPA Region 9 - San Francisco 415.972.3982 Office 415.947.3526 Fax

**From:** Jeffrey Parker <a href="mailto:sheppardmullin.com">Jeffrey Parker@sheppardmullin.com</a>

**Sent:** Friday, June 13, 2014 10:38 AM

To: Christenson, Kara
Subject: RE: Exide-EPA meeting

Great. When you have a chance, as a follow-up on your comment that you were considering inviting AQMD, please call me. Thanks.

From: Christenson, Kara [mailto:Christenson.Kara@epa.gov]

**Sent:** Friday, June 13, 2014 10:35 AM

To: Jeffrey Parker

Subject: RE: Exide-EPA meeting

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213.617.5586 | direct 213.443.2778 | direct fax JParker@sheppardmullin.com | Bio

## **SheppardMullin**

Sheppard Mullin Richter & Hampton LLP 333 South Hope Street, 43rd Floor Los Angeles, CA 90071-1422 213.620.1780 | main www.sheppardmullin.com

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From: Christenson, Kara

**Sent:** Friday, June 13, 2014 10:35 AM

**To:** Jeffrey Parker

**Subject:** RE: Exide-EPA meeting

Hi Jeffrey – I've been trying to confirm availability, but I think the morning of 6/30 will work. I'll try to finalize by COB today. Thanks.

This email, including attachments, may contain information that is confidential and/or protected by the attorney/client or other privileges. If you are not an intended recipient, please delete this email, including attachments, and notify me by email or at (415) 972-3881.

Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105

phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

**From:** Jeffrey Parker [mailto:JParker@sheppardmullin.com]

Sent: Wednesday, June 11, 2014 4:57 PM

**To:** Christenson, Kara **Subject:** Exide-EPA meeting

Hi, Kara -

I am following up on the voicemail message I left you this afternoon. When you have a chance, please call me to discuss the meeting and confirm the date so our people can make travel arrangements. Thanks

#### Jeffrey Parker

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**From:** Jeffrey Parker <<u>JParker@sheppardmullin.com></u>

Sent: Wednesday, June 11, 2014 4:57 PM

To:Christenson, KaraSubject:Exide-EPA meeting

Hi, Kara -

I am following up on the voicemail message I left you this afternoon. When you have a chance, please call me to discuss the meeting and confirm the date so our people can make travel arrangements. Thanks

#### Jeffrey Parker

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From: Christenson, Kara

**Sent:** Monday, June 02, 2014 5:35 PM

To: Jeffrey Parker
Cc: Randolph Visser

**Subject:** RE: Exide letter requesting conference - Docket No. R9-2014-05

Hi Jeffrey – Thank you. I will give you a call tomorrow.

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105

phone: 415 972-3881 / fax: 415 947-3570

christenson.kara@epa.gov

From: Jeffrey Parker [mailto:JParker@sheppardmullin.com]

Sent: Monday, June 02, 2014 2:30 PM

**To:** Christenson, Kara **Cc:** Randolph Visser

Subject: Exide letter requesting conference - Docket No. R9-2014-05

Hi, Kara -

As a follow-up to the voicemail I left you this afternoon, attached is a letter requesting a conference with EPA to discuss the NOV issued to Exide. Please contact me at your convenience to discuss setting up the conference.

#### Jeff Parker

213.617.5586 | direct 213.443.2778 | direct fax JParker@sheppardmullin.com | Bio

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transaction or matter addressed herein (or in any attachments).

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From: Mohsen Nazemi <a href="mailto:MNazemi1@aqmd.gov">MNazemi1@aqmd.gov</a>

**Sent:** Thursday, May 22, 2014 1:49 PM

To: Jones, Joel E.

**Cc:** Johnson, Kathleen;Miller, Amy;Salazar, Matt;Sims, Mark;Christenson, Kara;Mogharabi,

Nahal

**Subject:** RE: EXIDE Technologies - EPA Notice of Violation

#### Thanks Joel.

Mohsen Nazemi, P.E.
Deputy Executive Officer
Engineering & Compliance Office
South Coast Air Quality Management District
Phone No. (909)396-2662
Fax No. (909)396-3895
mnazemi1@aqmd.gov

From: Jones, Joel E. [mailto:Jones.Joel@epa.gov]

**Sent:** Thursday, May 22, 2014 11:18 AM

To: Mohsen Nazemi

Cc: Johnson, Kathleen; Miller, Amy; Salazar, Matt; Sims, Mark; Christenson, Kara; Mogharabi, Nahal

Subject: EXIDE Technologies - EPA Notice of Violation

Hi Mohsen,

Please see attached Findings and Notice of Violation re EXIDE. We will issue our press release after contacting the company headquarters.

Let me know if you have any questions.

Joel Jones, Assistant Director Enforcement Division Air, Waste & Toxics Branch (Enf -2) U.S. EPA Region 9 (415)972-3449 Jones.Joel@epa.gov

**From:** Randolph Visser <<u>RVisser@sheppardmullin.com></u>

**Sent:** Thursday, May 22, 2014 12:58 PM

**To:** Christenson, Kara

**Subject:** RE: U.S. EPA NOV for Exide Technologies

Thanks Kara, Appreciated

#### Randolph Visser

213.617.4144 | direct 213.443.2839 | direct fax RVisser@sheppardmullin.com | Bio

# **SheppardMullin**

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**From:** Christenson, Kara [mailto:Christenson.Kara@epa.gov]

**Sent:** Thursday, May 22, 2014 12:47 PM

To: Randolph Visser

**Subject:** U.S. EPA NOV for Exide Technologies

Hi Randy: Per our conversation, a copy of the NOV and the letter to the company are attached.

Again, my phone is 415 972-3881 if you have any questions.

<u>Circular 230 Notice:</u> In accordance with Treasury Regulations we notify you that any tax advice given herein (or in any attachments) is not intended or written to be used, and cannot be used by any taxpayer, for the purpose of (i) avoiding tax penalties or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein (or in any attachments).

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From: Christenson, Kara

Sent: Wednesday, May 07, 2014 5:35 PM

To: Vanessa Rodriguez

**Subject:** RE: Exide NOV/NC Report

Thanks!

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105 phone: 415 972-3881 / fax: 415 947-4570

christenson.kara@epa.gov

**From:** Vanessa Rodriguez [mailto:VRodriguez@agmd.gov]

**Sent:** Wednesday, May 07, 2014 5:14 PM

To: Christenson, Kara

Subject: Exide NOV/NC Report

Hi, Kara—

Please see attached NOV/NC Report for Exide.

Thanks,

Vanessa M. Rodríguez Administrative Secretary/Legal to Kurt R. Wiese, General Counsel South Coast AOMD 909.396.2234

909.396.2963 fax



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From: Christenson, Kara

Sent: Tuesday, April 29, 2014 3:25 PM

To: Vanessa Rodriguez **Subject:** RE: Exide NOVs/Report

Thanks very much, Vanessa!

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Kara Christenson Senior Counsel U.S. EPA Region 9 75 Hawthorne Street, 16th Floor San Francisco, CA 94105 phone: 415 972-3881 / fax: 415 947-4570

christenson.kara@epa.gov

**From:** Vanessa Rodriguez [mailto:VRodriguez@agmd.gov]

Sent: Tuesday, April 29, 2014 2:59 PM

To: Christenson, Kara

**Subject:** Exide NOVs/Report

#### Hi, Kara—

You should receive a FedEx envelope tomorrow with a CD containing the Exide Notice of Violations/Reports. There are a total of 19 documents consisting of NOV files and corresponding report files. Please note that Report P51533 appears twice—not sure why (received information from another staff person) but hesitated to delete it.

Please contact me if you should have any questions or need additional information regarding this matter.

Best regards,

Vanessa M. Rodríguez

Administrative Secretary/Legal to Kurt R. Wiese, General Counsel South Coast AQMD 909.396.2234 909.396.2963 fax



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From: Vanessa Rodriguez < VRodriguez@agmd.gov>

Tuesday, April 29, 2014 2:59 PM Sent:

To: Christenson, Kara Subject: Exide NOVs/Report

Hi, Kara-

You should receive a FedEx envelope tomorrow with a CD containing the Exide Notice of Violations/Reports. There are a total of 19 documents consisting of NOV files and corresponding report files. Please note that Report P51533 appears twice—not sure why (received information from another staff person) but hesitated to delete it.

Please contact me if you should have any questions or need additional information regarding this matter.

Best regards,

Vanessa M. Rodríguez Administrative Secretary/Legal to Kurt R. Wiese, General Counsel South Coast AQMD 909.396.2234 909.396.2963 fax



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From: YOSHIMURA, GWEN

Sent:Friday, April 18, 2014 4:18 PMTo:Rudy Eden; JLow@aqmd.gov

Cc:Christenson, KaraSubject:Latest Exide data?

Hi Rudy & Jason,

Would you be able to share your latest preliminary Exide data with us, from your ambient Pb monitoring network? We understand that the monitor being discussed in reports is one that is within the facility's property and isn't ambient, and are hoping to see what the ambient data look like. We'd be interested in whatever data you have at hand, recognizing that it can take some time to get collected filters actually analyzed.

(I know, it's my standard request whenever news articles about Exide come out ©. Thanks for being accommodating!)

Thanks! and have a good weekend.

-Gwen

Gwen M. Yoshimura Air Quality Analysis Office Environmental Protection Agency, Region 9

Phone: 415.947.4134

Email: <a href="mailto:yoshimura.gwen@epa.gov">yoshimura.gwen@epa.gov</a>

mailing address: U.S. Environmental Protection Agency Air Quality Analysis Office (AIR-7) 75 Hawthorne Street

San Francisco, CA 94105

From: Barbara Baird <a href="mailto:sBaird@aqmd.gov">Sent: Tuesday, April 15, 2014 6:18 PM</a>

To: Mohsen Nazemi

**Cc:** Christenson, Kara;Spiegelman, Nina

**Subject:** Recall: Attorney-Cient-Privileged / EPA Contact on Exide

Barbara Baird would like to recall the message, "Attorney-Cient-Privileged / EPA Contact on Exide".